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INTERVENTION

18

BEFORE THE ARIZONA CORPORATION COMMISSION

CARL J. KUNASEK
CHAIRMANArizona Corporation Commission
DOCKETED

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AZ CORP COMMISSION
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COMMISSIONER

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IN THE MATTER OF THE APPLICATION OF
H2O, INC., FOR AN EXTENSION OF ITS
EXISTING CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-02234A-00-0371

IN THE MATTER OF THE APPLICATION OF
JOHNSON UTILITIES, L.L.C., DBA JOHNSON
UTILITIES COMPANY FOR AN EXTENSION
FOR ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER AND
WASTEWATER SERVICE TO THE PUBLIC IN
THE DESCRIBED AREA IN PINAL COUNTY,
ARIZONA.

DOCKET NO. WS-02987A-99-0583

IN THE MATTER OF THE APPLICATION OF
JOHNSON UTILITIES, L.L.C., DBA JOHNSON
UTILITIES COMPANY FOR AN EXTENSION OF
ITS CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER AND
WASTEWATER SERVICE TO THE PUBLIC IN
THE DESCRIBED AREA IN PINAL COUNTY,
ARIZONA.

DOCKET NO. WS-02987A-00-0618

IN THE MATTER OF THE APPLICATION OF
DIVERSIFIED WATER UTILITIES, INC. TO
EXTEND ITS CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-02859A-00-0774

IN THE MATTER OF THE APPLICATION OF
QUEEN CREEK WATER COMPANY TO
EXTEND ITS CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-01395A-00-0784

APPLICATION TO INTERVENE

Pursuant to A.A.C. R14-3-105 and the Procedural Order dated October 16, 2000
issued in the above-captioned matters, SWEETWATER CREEK UTILITIES, INC., an

1 Arizona public service corporation, hereby requests leave to intervene in the above-captioned
2 matters.

3 In support of this request, SWEETWATER CREEK UTILITIES, INC. respectfully
4 states as follows:

5 1. SWEETWATER CREEK UTILITIES, INC. is an Arizona public service corporation
6 engaged in providing wastewater service within certain areas of the City of Yuma pursuant to
7 a Certificate of Convenience and Necessity previously issued by this Commission.

8 2. SWEETWATER CREEK UTILITIES, INC. has over 400 customers within its service
9 area which is served by an package wastewater treatment plant capable of treating 123,000
10 gallons per day. SWEETWATER CREEK UTILITIES, INC. has operated its treatment plant
11 for six (6) years with an excellent compliance record.

12 3. Johnson Utilities Company has filed a request to extend their Certificates of
13 Convenience and Necessity to areas either contiguous to or in the vicinity of areas in which
14 SWEETWATER CREEK UTILITIES, INC. intends to file an application for a Certificate of
15 Convenience and Necessity, including, without limitation, Sections 28,29, 31, 32 and 33, T2S,
16 R8E, Pinal County, Arizona (the "contested areas").

17 4. Several property owners within the contested areas do not support Johnson Utilities
18 Company's application to extend its service to these areas. Instead, these property owners
19 support the efforts of SWEETWATER CREEK UTILITIES, INC. to obtain a Certificate of
20 Convenience and Necessity for the contested areas.

21 5. SWEETWATER CREEK UTILITIES, INC. is ready, willing and able to provide
22 wastewater service to the contested areas at such time as the public convenience and necessity
23 warrant such service.

1 6. Based on the foregoing, SWEETWATER CREEK UTILITIES, INC. is an interested
2 party entitled to intervene in this proceeding.

3 7. The applications by Johnson Utilities Company for an extension of their certified areas
4 raise numerous issues which must be examined in the proceeding. These issues include, but
5 are not limited to:

6 a. Whether, assuming there is the requisite need and necessity, Johnson Utilities
7 Company has the facilities needed to provide wastewater service in the contested areas.

8 b. Whether, if new facilities are required, Johnson Utilities Company has the
9 financial resources needed to pay for such facilities.

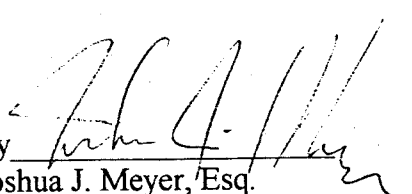
10 c. Whether Johnson Utilities Company is a fit and proper entity to provide
11 service in the contested areas.

12 8. The granting of this Application to Intervene will not unduly broaden the issues in
13 these proceedings.

14 9. Communications, pleadings and other documents concerning the Application to
15 Intervene and these proceedings should be served upon:

16 Joshua J. Meyer, Esq.
17 11593 S. Fortuna Road
18 Yuma, Arizona 85367
19 (520) 342-9324

20
21 RESPECTFULLY SUBMITTED this 14th day of December 2000.

22
23
24 By 
25 Joshua J. Meyer, Esq.
26 11593 S. Fortuna Road
27 Yuma, Arizona 85367
28 Attorney for Applicant

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**PROOF OF SERVICE AND
CERTIFICATE OF MAILING**

I hereby certify that on this 15th day of December, 2000, I caused the foregoing document to be served on the Arizona corporation Commission by hand-delivering the original and ten (10) copies of said document to:

Docket Control
Arizona Corporatoin Commission
1200 West Washington Street
Phoenix, Arizona 85007

and copies of the foregoing were mailed
this 15th day of Dec, 2000, to:

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By: 